



DEPREF
Rm 307
Dkt 65252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David Vozick and James Johnson
Serial No. : 09/924,831
Filed : August 8, 2001
For : COMMAND AND CONTROL USING SPEECH RECOGNITION FOR
DENTAL COMPUTER CONNECTED DEVICES
Examiner : Vijay B. Chawan Group Art Unit: 2654

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION REQUESTING REFUND OF OVERPAID PORTION OF
NOTICE OF APPEAL FILING FEE, PURSUANT TO 37 C.F.R. §1.26

In response to a January 28, 2003 final Office Action in connection with the above-identified application, Applicants timely submitted to the United States Patent And Trademark Office on April 25, 2003 a Notice of Appeal accompanied by the large entity notice of appeal fee in the amount of THREE HUNDRED TWENTY DOLLARS (\$320.00).

However, Applicants have previously asserted entitlement to small entity status and it still applies. Since Applicants are entitled to pay the small entity Notice of Appeal filing fee in the amount of ONE HUNDRED SIXTY DOLLARS (\$160.00), Applicants hereby request refund of the portion of the paid fee in excess of the small entity fee, i.e. ONE HUNDRED SIXTY DOLLARS (\$160.00) and that the amount to be refunded be credited to Deposit Account No. 03-3125.

Respectfully submitted,

Norman H. Zivin, Reg. No. 25,385
Paul Teng, Reg. No. 40,837
Attorneys for Applicants
Cooper & Dunham, LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Paul Teng
Reg. No. 40,837

May 1, 2003
Date